THE HON'BLE SRI JUSTICE C.V.RAMULU

Contempt Case No.1059 of 2006

ORAL ORDER:

This contempt case is filed complaining wilful disobedience on the part of the respondents in implementing the orders of this Court in W.P.M.P.No.24490 of 2006 in W.P.No.19413 of 2006 dated 20.9.2006.

The writ petition was filed seeking Mandamus directing the respondents to implement the orders passed by the second respondent in Proceedings No.AMCH/A&RI/12/2001-02 dated 8.3.2006 and Rc.No.524/2006 dated 29.3.2006.

This Court, while admitting the writ petition, on 20.9.2006 passed interim order in W.P.M.P.No.24490 of 2006 directing the respondents 1 to 3 to consider and allot the shop in terms of the recommendation made by the Person Incarge, Agricultural Market Committee, Gaddiannaram, Ranga Reddy district pursuant to the Proceedings No.AMCH/A&RI/12/2001-02 dated 8.3.2006 and Rc.No.524/2006 dated 29.3.2006 and the said exercise shall be completed within four weeks from the date of receipt of the order.

It appears, after receiving orders of this Court, the respondents have passed order dated 9.10.2006 rejecting the case of the petitioner stating that *"there is no such Shop with No.A-1-17 at fruit market, Gaddiannaram as claimed by the petitioner in his letter dated 22.5.2006 and in his writ petition No.19413 of 2006. It was A-17 as mentioned by the petitioner in his earlier Writ Petition No.24956 of 2001".*

Aggrieved by the same, petitioner filed the present contempt case stating that the respondents have violated the orders of this Court and they have misunderstood the order and passed the proceedings dated 9.10.2006, therefore they are liable for punishment under the contempt proceedings.

Whereas, the respondents 1 to 3 filed W.V.M.P.No.2100 of 2006 seeking to vacate the interim order passed in W.P.M.P.No.24490 of 2006 dated 20.9.2006. One of the Trader, who was party to the earlier writ petition, also filed impleadment petition and vacate stay petition seeking to vacate the interim order dated 20.9.2006 passed in W.P.M.P.No.24490 of 2006.

There is no necessity of going into all the details.

In view of the fact that the respondents have already passed orders in pursuance of the interim order passed by this Court on 20.9.2006, it is open for the petitioner to workout his remedies as available under law. Therefore, the interim order passed in W.P.M.P.No.24490 of 2006 in W.P.No.19413 of 2006 dated 20.9.2006 has already been worked out, therefore, the W.V.M.P.No.2100 of 2006, W.V.M.P (SR) No.11841 of 2006, W.P.M.P.No.29686 of 2006 have become infructuous. For the very same reason, this contempt case also becomes infructuous.

Therefore, the contempt case is dismissed. No order as to costs.

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C.V.RAMULU, J

Date: 15.12.2006

Note:

Issue C.C. in one week.

B/o

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